

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:	)	
	)	Chapter 11
W.R. Grace & Company	)	
	)	Case No. 01-01139 (JKF)
Debtors.	)	(Jointly Administered)
	)	
	)	<b>Hearing Date: December 5, 2006, 8:30 a.m.</b>
	)	<b>Objection Deadlines: November 27<sup>th</sup> &amp; 28<sup>th</sup>, 2006</b>
	)	<b>Related to Docket Nos. 6301, 6371, 6654, 6852,</b>
	)	<b>6853, 12819, 12921, 12935, 12958 &amp; 13160</b>

**ASBESTOS CLAIMANTS REPRESENTED BY JACOBS & CRUMPLAR, P.A.'S  
RESPONSE TO THE ADDITIONAL MOTIONS TO COMPEL PERSONAL INJURY  
CLAIMANTS TO RESPOND TO W. R. GRACE'S PERSONAL QUESTIONNAIRE**

**NOW COME** Plaintiffs, represented by Jacobs & Crumplar, and respond to the additional Motions to Compel filed by the Debtors on November 9<sup>th</sup> and November 20<sup>th</sup>, 2006:

1. Plaintiffs responded to Debtor's Motion to Compel, dated July 17, 2006 (Docket No. 6301) on August 4, 2006 (Docket No. 12935) and with a supplemental response dated September 7, 2006 (Docket No. 13160).

2. Plaintiffs have submitted all of their Questionnaires, for both settled pre-petition claimants and unsettled pre-petition claimants. 50 of these Questionnaires were returned by the Court ordered deadline of July 12, 2006. The remaining 20 Questionnaires and the amended previously submitted Questionnaires were submitted by the second Court ordered deadline for supplementations of November 12, 2006 (or November 13, 2006, as November 12, 2006 was a Sunday).

3. In response to a letter sent by Debtor, Jacobs & Crumplar, P.A. re-submitted the settled proof of claim as an unsettled pre-petition proof of claim before the November 15, 2006 bar date.

5. Although Jacobs & Crumplar, P.A. has completed and returned all Questionnaires, counsel still reaffirms his objections as set forth in his previous responses of August 4, 2006 and September 7, 2006 as referenced above and asserts his objections as set forth in the completed Questionnaires. The objections still listed by Jacobs & Crumplar, P.A., other than the general

objections in their initial response which are incorporated by reference only for record purposes, were to specific questions. These were as follows:

A. Part VII (b) objected to as such information is not discoverable as being settlement discussions under Delaware law; and

B. Part II (5) and (6) objected to as being covered by attorney-client privilege and/or work product.

WHEREFORE, Plaintiffs request the Debtor's Motion to Compel answers to the above-listed specific questions be denied.

Respectfully submitted,  
**JACOBS & CRUMLAR, P.A.**

By: /s/ Robert Jacobs, Esquire  
Robert Jacobs, Esquire (Bar No. 0244)  
2 East 7<sup>th</sup> Street, P.O. Box 1271  
Wilmington, DE 19899  
Telephone: (302) 656-5445  
Fax: (302) 656-5875  
*Attorney for Asbestos Personal Injury Creditors*

Date: November 28, 2006

S:\wp70\Bankruptcies\Asbestos Bankruptcies\W.R. Grace Co - 13,754\Pleadings\112706\_Response (3rd) to 2nd & 3rd Motions to Compel.skm.doc